

DOCKET No. 11 m 1495

DEFENDANT: Jose Wilson Tejada

FILED IN CLERK'S OFFICE
U.S.D.C. - Atlanta

AUSA Christopher D. Mase

DEF.'S COUNSEL Phil Weinstein

AUG 12 2011

☐ RETAINED

☒ FEDERAL DEFENDERS

☐ CJA

☐ INTERPRETER NEEDED

☐ DEFENDANT WAIVES PRE-TRIAL REPORT

JAMES N. HATTEN, CLERK
By: D. Bankhead
Deputy Clerk

☐ Rule 5 ☐ Rule 9 ☒ Rule 5(c)(3) ☐ Detention Hrg.

DATE OF ARREST 6/7/11

☐ VOL. SURR.

TIME OF ARREST 1:00 am

☐ ON WRIT

TIME OF PRESENTMENT 6/7 5:15 pm

☐ Other: _____

BAIL DISPOSITION

☐ DETENTION ON CONSENT W/O PREJUDICE

☐ DETENTION: RISK OF FLIGHT/DANGER

☐ SEE ORDER

☐ DETENTION: HEARING SCHEDULED FOR _____

☐ AGREED CONDITIONS OF RELEASE

☐ DEFENDANT RELEASED ON OWN RECOGNIZANCE

☒ \$ 300,000 PRB

☒ \$ 150,000 FRP

☒ SECURED BY CASH/PROPERTY

☒ TRAVEL RESTRICTED TO SDNY/EDNY/

Travel to ND Ga for court

☒ SURRENDER TRAVEL DOCUMENTS (& NO NEW APPLICATIONS)

☐ REGULAR PRETRIAL SUPERVISION

☒ STRICT PRETRIAL SUPERVISION

☐ DRUG TESTING/TREATMENT ☐ MENTAL HEALTH EVALUATION/TREATMENT

☐ HOME INCARCERATION

☒ HOME DETENTION

☐ CURFEW

☒ ELECTRONIC MONITORING

☐ OTHER CONDITIONS out of home only for court,
counsel, modick

☒ DEF. TO BE DETAINED UNTIL ALL CONDITIONS ARE MET

☐ DEF. TO BE RELEASED ON OWN SIGNATURE; REMAINING CONDITIONS TO BE MET BY _____

☐ DEF. TO BE RELEASED UPON SATISFACTION OF FOLLOWING CONDITIONS: _____

; REMAINING CONDITIONS TO BE MET BY _____

COMMENTS/ADDITIONAL PROCEEDINGS:

CERTIFIED AS A TRUE COPY ON

THIS DATE 8/11

BY [Signature]
Clerk
() Deputy

☐ DEF. ARRAIGNED; PLEADS NOT GUILTY

☐ CONFERENCE BEFORE D.J. ON _____

☐ SPEEDY TRIAL TIME EXCLUDED UNDER 18 U.S.C. § 3161(h)(7) UNTIL _____

FOR RULE 5(c)(3) CASES:

☒ IDENTITY HEARING WAIVED

☐ PRELIMINARY HEARING WAIVED

☐ DEFENDANT TO BE REMOVED

☐ ON DEFENDANT'S CONSENT

DATE FOR PRELIMINARY HEARING _____

☐ ON DEFENDANT'S CONSENT

DATE: 6-7-11

James C. Francis, Jr.
UNITED STATES MAGISTRATE JUDGE, S.D.N.Y.

DOCKET No. 11 Mag. 1495DEFENDANT: Jose Wilson TejadaAUSA Christopher DiMase

DEF.'S COUNSEL

Curtis Farber☐ RETAINED☐ FEDERAL DEFENDERSACIA☐ INTERPRETER NEEDED☐ DEFENDANT WAIVES PRE-TRIAL REPORT☐ Rule 5 ☐ Rule 9 ☐ Rule 5(c)(3) ☒ Detention Hrg.

DATE OF ARREST _____

☐ VOL. SURRE.

TIME OF ARREST _____

☐ ON WRIT☐ Other: Bail Modification

TIME OF PRESENTMENT _____

BAIL DISPOSITION☐ DETENTION ON CONSENT W/O PREJUDICE☐ DETENTION: RISK OF FLIGHT/DANGER☐ SEE ORDER☐ DETENTION: HEARING SCHEDULED FOR _____☐ AGREED CONDITIONS OF RELEASE☐ DEFENDANT RELEASED ON OWN RECOGNIZANCE☒ \$ 300,000 PRB☐ \$ 7 FRP☒ SECURED BY \$ 10,000 CASH/PROPERTY:☒ TRAVEL RESTRICTED TO SDNY/EDNY/N.D. Ga (for court)

AUG 12 2011

☒ SURRENDER TRAVEL DOCUMENTS (& NO NEW APPLICATIONS)☒ REGULAR PRETRIAL SUPERVISION☐ STRICT PRETRIAL SUPERVISION☐ DRUG TESTING/TREATMENT☐ MENTAL HEALTH EVALUATION/TREATMENT☐ HOME INCARCERATION☒ HOME DETENTION☐ CURFEW☒ ELECTRONIC MONITORING☐ OTHER CONDITIONSTravel to court / court / medical only

JAMES N. HATTEN, CLERK

By: D. Banthead

Deputy Clerk

☐ DEF. TO BE DETAINED UNTIL ALL CONDITIONS ARE MET☐ DEF. TO BE RELEASED ON OWN SIGNATURE; REMAINING CONDITIONS TO BE MET BY _____☐ DEF. TO BE RELEASED UPON SATISFACTION OF FOLLOWING CONDITIONS: _____

; REMAINING CONDITIONS TO BE MET BY _____

COMMENTS/ADDITIONAL PROCEEDINGS:

Bail Modified

CERTIFIED AS A TRUE COPY ON

THIS DATE 8/3/11BY [Signature]☐ DEF. ARRAIGNED; PLEADS NOT GUILTY☐ CONFERENCE BEFORE D.J. ON _____☐ SPEEDY TRIAL TIME EXCLUDED UNDER 18 U.S.C. § 3161(h)(7) UNTIL _____FOR RULE 5(c)(3) CASES:☐ IDENTITY HEARING WAIVED☐ PRELIMINARY HEARING WAIVED☐ DEFENDANT TO BE REMOVED☐ ON DEFENDANT'S CONSENT

DATE FOR PRELIMINARY HEARING _____

☐ ON DEFENDANT'S CONSENTDATE: June 17, 2011[Signature]
UNITED STATES MAGISTRATE JUDGE, S.D.N.Y.

1:11-CR-239-09-CAP

Advice of Penalties and Sanctions

TO THE DEFENDANT:

JOSE WILSON TEJADA

CASE #

11 MAG 1495

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS.

6/29/11

A violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of release, an order of detention, and a prosecution for contempt of court and may result in a term of imprisonment, a fine, or both.

The commission of any crime while on pre-trial release may result in an additional sentence to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be in addition to any other sentence.

Federal law makes it a crime punishable by up to five years of imprisonment, and a \$250,000 fine or both to intimidate or attempt to intimidate a witness, victim, juror, informant or officer of the court, or to obstruct a criminal investigation. It is also a crime punishable by up to ten years of imprisonment, a \$250,000 fine or both, or both, to witness, victim or informant, or to retaliate against a witness, victim or informant, or to threaten or attempt to do so.

If after release, you knowingly fail to appear as required by the conditions of release, or to surrender for the service of sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, you shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, you shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, you shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be in addition to the sentence for any other offense. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgement of Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions set forth above.

Defendant Released

Signature of Defendant

Address

City and State

Telephone

CERTIFIED AS A TRUE COPY ON
THIS DATE 8/3/11BY [Signature] Clerk
() DeputyFILED IN CLERK'S OFFICE
U.S.D.C. Atlanta

AUG 12 2011

JAMES N. HATTEN, CLERK
By: D. Bankhead Deputy Clerk

\$300,000 PRB. CO-SIGNED BY SEVEN FINANCIALLY RESPONSIBLE PERSON'S. SECURED BY \$10,000 CASH. TRAVEL RESTRICTED TO SDNY, EDNY, N.D. GA. (FOR COURT). SURRENDER TRAVEL DOCUMENTS (& NO NEW APPLICATIONS). STRICT PRETRIAL SUPERVISION. HOME DETENTION. ELECTRONIC MONITORING. TRAVEL TO COURT/COUNSEL/MEDICAL ONLY.

AO 98 (Rev. 06/09) Agreement to Forfeit Property (Other than Real Property) to Obtain a Defendant's Release

1:11-CR-239-09-CAP

UNITED STATES DISTRICT COURT

for the

Southern District of New York

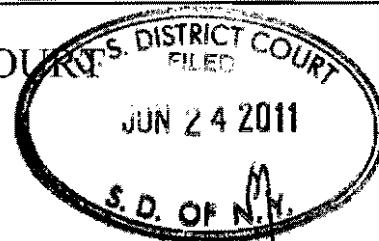
United States of America

v.

JOSE WILSON TEJADA a/k/a "Wilson Tejada,"

Defendant

Case No. 11 MAG. 1495



**AGREEMENT TO FORFEIT PROPERTY
(OTHER THAN REAL PROPERTY) TO OBTAIN A DEFENDANT'S RELEASE**

To obtain the defendant's release, we jointly and severally agree that we and our personal representatives, jointly and severally, are bound to pay the United States of America the sum of

\$ 300,000 secured by \$ 10,000 in cash and/or XXXXXXXXXXXXXX (describe other security) if this defendant fails to appear as required for any court proceeding or for the service of any sentence imposed as may be noticed or ordered by any court, or fails to comply with any conditions of release set by the court considering this matter.

Surety Information. We understand that the court and the United States of America will rely on the surety information in approving this agreement.

Conditions of Release. We state that we have either read all court-ordered conditions of release imposed on the defendant or had them explained to us.

Continuing Agreement. Unless the court orders otherwise, this agreement remains in effect during any appeal or other review until the defendant has satisfied all court notices, orders, and conditions.

Exoneration of sureties. This agreement is satisfied and ends if the defendant is exonerated on all charges or, if convicted, the defendant reports to serve any sentence imposed.

Forfeiture. If the defendant fails to obey all conditions of release, court notices, and orders to appear, the court will immediately order the property forfeited and on motion of the United States of America may order a judgment of forfeiture against the signing parties and their representatives, jointly and severally, including interest and costs.

FILED IN CLERK'S OFFICE
U.S.D.C. Atlanta

AUG 12 2011

CERTIFIED AS A TRUE COPY BY
THIS DATE 8/3/11
BY [Signature] Clerk

I swear under penalty of perjury that the above information is true and agree to the conditions of this agreement.

Date: _____

City and state: NEW YORK, N.Y.

KADYCHA MORALES

Property owner's printed name

HUGO TAVERAS

Property owner's printed name

EDWIN NUNEZ

Property owner's printed name

Juana Medina

Property owner's printed name

JOSE CORREA

Property owner's printed name

Juan TEJADA

Property owner's printed name

Adriana Cabreja

Property owner's printed name

Property owner's printed name

Sworn and signed before me.

Date: 6/21/2011

Approved.

Date: 6/24/11

JOSE WILSON TEJADA
Defendant's signature: JOSE WILSON TEJADA

K Morales

Property owner's signature

Hugo Taveras

Property owner's signature

Edwin Nunez

Property owner's signature

Juana Medina

Property owner's signature

Jose Correa

Property owner's signature

Juan A Tejeda

Property owner's signature

Adriana Cabreja

Property owner's signature

Property owner's signature

CLERK OF COURT

[Signature]

Signature of Clerk or Deputy Clerk

J Borcino as to cosigner 6/22/11

[Signature]

AUSA CHRISTOPHER J. DIMASE

CERTIFIED AS A TRUE COPY

THIS DATE 6/23/11

BY [Signature] () Deputy

DEPT ALGO
JUAN TEJADA
6/23/11

INTERVIEW

Court Name: District Court
Division: 1
Receipt Number: 465401009892
Cashier ID: Clapsley
Transaction Date: 06/22/2011
Payer Name: KADYCHA MORALES


TREASURY REGISTRY
For: JOSE WILSON TEJADA
Case/Party: D-NYS-1-11-MJ-001490-001
Amount: \$10,000.00

CHECK
Check/Money Order Num: 13
Amt Tendered: \$10,000.00

Total Due: \$10,000.00
Total Tendered: \$10,000.00
Change Amt: \$0.00

M19-1-13188

CERTIFIED AS A TRUE COPY ON
THIS DATE 8/3/11

BY  () Deputy Clerk